

Express Mail Label No. EV000522863US  
Date of Deposit: December 18, 2001

#4B  
LB  
2/12/02

Attorney Docket Number: P31220X2C2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Leonard et al.

December 18, 2001

Predecessor Serial No.: 09/391,796

Predecessor Group Art Unit No.: 1615

Predecessor Filing Date: September 9, 1999

Predecessor Examiner: B. Seidleck

For: PAROXETINE CONTROLLED RELEASE COMPOSTIONS

Assistant Commissioner for Patents  
Washington, D.C. 20231

PRELIMINARY AMENDMENT

This application is a continuation of Application Serial No. 09/391,796, filed September 9, 1999. Prior to examination of this application, Applicants request entry of the following amendments and remarks into the record.

Please amend the application as follows..

Please cancel claims 1 to 8 and add claims 9 to 24 as follows.

9. An oral pharmaceutical formulation comprising a selective serotonin reuptake inhibitor (SSRI) wherein the improvement comprises, reducing the incidence of nausea and vomiting associated with the administration of the SSRI consisting essentially of a controlled release or delayed release formulation of an SSRI.

10. An oral controlled release or delayed release pharmaceutical formulation of paroxetine, fluoxetine, fluvoxamine or sertraline, or a pharmaceutically acceptable salt thereof.

11. The formulation of claim 10 wherein the compound is paroxetine or a pharmaceutically acceptable salt thereof.